

Attorney Docket No. 5146

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Joachim RUDOLPH, et al

Application No.: 10/719,485

Group No.:

Filed: 11/21/2003

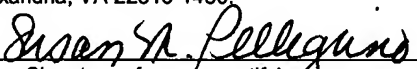
Examiner:

For: Anilinopyrazole Derivatives Useful for the Treatment of Diabetes

**CERTIFICATION OF MAILING UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence and any papers referred to as attached are being deposited, on the date shown below, with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: April 23, 2004

  
Signature of person certifying

**Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**COMPLETION OF FILING REQUIREMENTS  
NONPROVISIONAL APPLICATION**

This replies to the Notice to File Missing Parts of Application mailed to applicants on 02/24/2004. A copy of the Notice to File Missing Parts is enclosed.

**DECLARATION OR OATH**

No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

**COMPLETION FEES**

Surcharge fee for late filing of original declaration or oath (37 C.F.R. 1.16(e)) \$130.00.



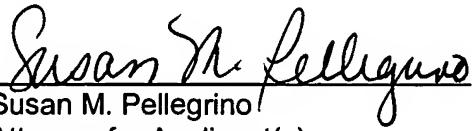
If there are any further fees due in connection with the filing of the present reply, please charge the fees to undersigned's Deposit Account No. 13-3372. If a fee is required for an extension of time not accounted for, such an extension is requested and the fee should also be charged to undersigned's deposit account.

Respectfully submitted,

Date: April 23, 2004

Registration No. 48,972

Phone: (203) 812-6450

  
Susan M. Pellegrino  
Attorney for Applicant(s)  
Bayer Pharmaceuticals Corporation  
400 Morgan Lane  
West Haven, CT 06516-4175



**DECLARATION FOR UTILITY OR DESIGN  
PATENT APPLICATION**

☐ Declaration submitted with original filing

or

☒ Declaration submitted after initial filing

Attorney Docket Number: **5146**

First Named Inventor: **Joachim RUDOLPH**

*Complete if known:*

Application Number: **10/719,485**

Filing Date: **11/21/2003**

Group Art Unit:

Examiner Name:

As an inventor named below, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or, an original, first and joint inventor (if more than one name is listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Anilinopyrazole Derivatives Useful for the Treatment of Diabetes**

the specification of which:

☐ is attached hereto;

☐ was Express Mailed on \_\_\_\_\_, Serial No. not yet known;

☒ was filed on **11/21/2003** as United States Application Serial No. **10/719,485**;

☐ was amended on \_\_\_\_\_;

☐ was described and claimed in International Application No. PCT \_\_\_\_\_,  
filed on \_\_\_\_\_, and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the specification identified above, including the claims, as amended in any amendment referred to above.

I acknowledge my duty to disclose to the United States Patent Office all information which is known to me to be material to patentability as defined in 37 CFR §1.56.

Priority Claim under 35 USC §119(e):

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below.

☐ None

Application Serial Number	Filing Date (Day/Month/Year)
<b>60/429,917</b>	<b>27 November 2002</b>
<b>60/498,214</b>	<b>27 August 2003</b>

Priority claim under 35 USC §120 or §365(c):

I hereby claim the benefit under 35 USC §120 of any previously filed United States non-provisional application(s), including original, divisional, continuation and continuation-in-part application(s), or claim the benefit under 35 USC §365(c) of any PCT International application(s) designating the United States that are listed below.

☒ None

Application Serial Number	Filing Date (Day/Month/Year)	Status

Insofar as the subject matter of each of the claims of this application is not disclosed in the above prior United States or PCT international applications in the manner provided by the first paragraph of 35 USC §112, I acknowledge my duty to disclose to the United States Patent Office all information which is known to me to be material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Priority claim under 35 USC §119(a)(b) and (d) or §365(a) and (b):

I hereby claim foreign priority benefits under 35 USC §119(a)(b) and (d) and §365(a) and (b) of any foreign application(s) for patent or inventor's certificate, or any PCT international application(s) designating at least one country other than the United States, listed below.

☒ None

Application Serial Number	Country	Filing Date (Day/Month/Year)

Foreign Application(s) filed before the priority document(s) under 35 USC §119(c) and 37 CFR §1.63(c):

I have also identified below any foreign application for patent or inventor's certificate, or PCT international application designating at least one country other than the United States filed by me on the same subject matter and having a filing date before that of the application(s) from which foreign priority is claimed, whether abandoned or not.

☒ None

Application Serial Number	Country	Filing Date (Day/Month/Year)

As a named inventor, I hereby appoint the following attorney(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name	Reg. No.
Jeffrey M. Greenman	26552
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35969


PATENT TRADEMARK OFFICE

Jeffrey M. Greenman  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Inventor (First/Middle/Last): **Joachim RUDOLPH**  
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11/25/03

Date:

Name of Inventor (First/Middle/Last): **Louis-David CANTIN**  
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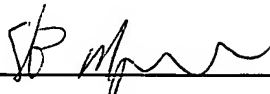
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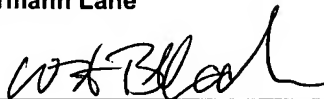


Date: \_\_\_\_\_

11-25-2003

Name of Inventor (First/Middle/Last): **William BULLOCK**  
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Date: \_\_\_\_\_

12-2-03

Name of Inventor (First/Middle/Last): **Ann-Marie BULLION**  
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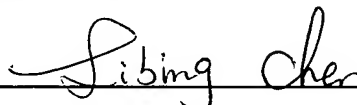


Date: \_\_\_\_\_

11/25/03

Name of Inventor (First/Middle/Last): **Libing CHEN**  
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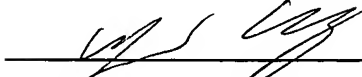
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11/25/03

Name of Inventor (First/Middle/Last): **Chih-Yuan CHUANG**  
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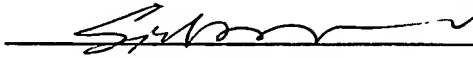
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11/25/03

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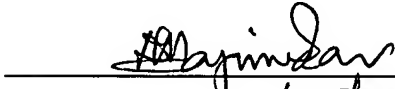
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11/25/03

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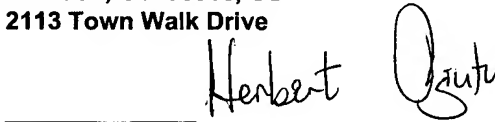
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11/25/03

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Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

  
11/26/03

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Inventor's Signature: \_\_\_\_\_



Date: \_\_\_\_\_

11/25/03

Name of Inventor (First/Middle/Last): **Ning QI**  
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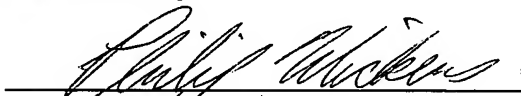


Date: \_\_\_\_\_

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Name of Inventor (First/Middle/Last): **Philip L. WICKENS**  
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Inventor's Signature: \_\_\_\_\_



Date: \_\_\_\_\_

11/25/03

Name of Inventor (First/Middle/Last):  
Country of Citizenship:  
Residence (City, State, Country):  
Post Office Address:

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_